

January 23, 2004

<<fname>> <<lname>>
<<Title>>
<<Company>>
<<Street>>
<<City>>, <<State>> <<zip>>

Re: 2004 Youth Access to Tobacco Survey

Dear <<salutation>> <<lname>>,

On behalf of the California Department of Health Services, Tobacco Control Section, my colleagues and I at the Public Health Institute are conducting an evaluation of local enforcement of tobacco control policies and ordinances in all California jurisdictions. We are specifically interested in your agency's efforts over the past year to enforce ordinances that address youth access to tobacco (Penal Code 308). If you think someone else in your agency would be more appropriate to complete the enclosed survey, please give this package to him or her.

Please return the survey in the enclosed postage-paid envelope by February 13, 2004.

Thank you for taking the time to complete this survey. Your responses will assist the Tobacco Control Section in its efforts to protect the health and safety of California's youth. If you have any questions regarding this survey or our evaluation efforts, please call me at (650) 712-8070. If I am unavailable, please call my associate, Harry Haladjian, at (415) 703-0427.

Sincerely,

Ellen Feighery, RN, MS
Public Health Institute

Enclosures

YOUTH ACCESS TO TOBACCO (PC §308) - POLICY ENFORCEMENT SURVEY

JANUARY 2004

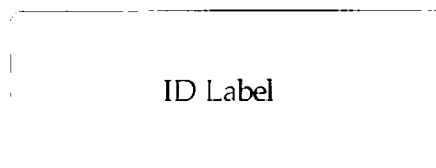
The purpose of this survey is to learn more about your agency's efforts during the last year to enforce policies addressing youth access to tobacco. Because this information cannot be obtained from any other source, we appreciate you taking the time to complete this survey. If you think someone else in your agency would be more appropriate to complete the survey, please give this package to him or her.

This evaluation is being conducted collaboratively by the Public Health Institute and the California Department of Health Services, Tobacco Control Section.

Please use the enclosed postage-paid envelope to return the completed survey by February 13, 2004 to: Public Health Institute, Enforcement Surveys, 1040 Grant Road, Suite #155-150, Mountain View, CA 94040.

If you have any questions, please call Ellen Feighery at (650) 712-8070 or Harry Haladjian at (415) 703-0427.

Thank you!



Please check one:

- ☐ The information on this label is correct.
- or
- ☐ Correct address information is filled in below.

If you are completing this survey and are not the person listed on the label above, please write your name and position below.

Name: _____

Position: _____

Agency: _____

Address: _____

Is there more than one municipality and/or unincorporated area under your jurisdiction?

- ☐ Yes ☐ No

If yes, please list: _____

For the calendar year 2003, please check all the agencies from which you have received funding:

- | | |
|--|---|
| <input type="checkbox"/> California Department of Health/Tobacco Control Section | <input type="checkbox"/> Local Health Department |
| <input type="checkbox"/> Local Tobacco Retail Licensing Program | <input type="checkbox"/> State Law Enforcement Agency |
| <input type="checkbox"/> Federal Law Enforcement Agency | |

1. In your community, how serious of a problem is it that kids can get tobacco products?
Please circle only one answer.

- 1) Very serious
- 2) Serious
- 3) Somewhat serious
- 4) Not at all serious
- 5) Don't know

2. a) Compared to other policies your agency enforces, how important is the enforcement of policies that keep retailers from selling cigarettes or chewing tobacco to kids?

Not important at all

Very important

1 2 3 4 5 6 7

- b) Compared to other policies your agency enforces, how important is the enforcement of policies that keep kids from possessing cigarettes or chewing tobacco?

Not important at all

Very important

1 2 3 4 5 6 7

3. In the last 12 months, how often has your agency conducted any of the following types of enforcement activities related to Penal Code §308? *If you are unsure about a certain activity, please circle DK.*

Note: Bidis are defined as products containing tobacco wrapped in temburni leaf or tendu leaf; they are hand-rolled cigarettes that are imported primarily from India and Southeast Asia.

PC §308(a) states that it is illegal to knowingly sell or give tobacco to someone under 18 years of age.

PC §308(b) states it is illegal for someone under 18 years of age to buy or possess tobacco.

Has your agency:

NO

IF YES, HOW OFTEN

| | Never | Rarely | | | | | | | Very often | Don't know |
|---|-------|--------|---|---|---|---|---|--|------------|------------|
| a. Issued warnings to minors attempting to purchase tobacco products | 1 | 2 | 3 | 4 | 5 | 6 | 7 | | | DK |
| b. Issued warnings to merchants selling tobacco products to minors | 1 | 2 | 3 | 4 | 5 | 6 | 7 | | | DK |
| c. Issued citations to minors for illegal possession or purchase of tobacco products | 1 | 2 | 3 | 4 | 5 | 6 | 7 | | | DK |
| d. Issued citations to merchants for illegal sales of tobacco products to minors | 1 | 2 | 3 | 4 | 5 | 6 | 7 | | | DK |
| e. Issued warnings or citations to individuals (other than merchants) for giving tobacco products to minors | 1 | 2 | 3 | 4 | 5 | 6 | 7 | | | DK |
| f. Issued warnings or citations to merchants for selling bidis to minors | 1 | 2 | 3 | 4 | 5 | 6 | 7 | | | DK |
| g. Issued warnings or citations to merchants for selling individual cigarettes or packages of less than 20 | 1 | 2 | 3 | 4 | 5 | 6 | 7 | | | DK |
| h. Issued warnings or citations to merchants for not posting an age-of-sale warning sign | 1 | 2 | 3 | 4 | 5 | 6 | 7 | | | DK |

4. a) During the last 12 months, how many decoy operations did your agency conduct to enforce PC §308(a) (illegal tobacco sales by merchants)?
- _____ # of decoy operations conducted
- b) Approximately what percent of tobacco outlets in your jurisdiction were included in at least one decoy operation in the last 12 months?
- _____ % of tobacco outlets included
- c) In your estimation, what percentage of retail outlets made illegal sales to youth decoys during your decoy operations in the last 12 months?
- _____ % of attempts resulting in illegal sales
- d) During the past 12 months, how many citations has your agency issued to persons giving or selling tobacco products to minors (PC §308(a))?
- _____ # of citations issued
- e) In your estimation, what percentage of citations issued to retailers were prosecuted in the last 12 months?
- _____ % of citations prosecuted

5. How do you choose the stores visited in a decoy operation? *Circle all that apply.*

- 1) Respond to complaints
- 2) Select at random
- 3) Visit all stores in jurisdiction
- 4) Other (please specify: _____)

6. During the last 12 months, how many citations has your agency issued to minors for possession of tobacco products (PC §308(b))?

_____ # of citations issued

7. To what extent is each of the following a barrier to enforcement of youth tobacco access policies in your community?

| | Not at all a barrier | | | | | A large barrier | | |
|--|-------------------------|---|---|---|---|--------------------|---|--|
| a. No money in our budget | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |
| b. Limited staff | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |
| c. Issues around working with juveniles (e.g., safety, parental consent, agency liability involving youth) | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |
| d. Problem getting youth volunteers | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |
| e. District Attorney will not prosecute | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |
| f. Not a priority in our community | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |
| g. Lack of support from community leaders | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |
| h. Other (Describe: _____) | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |

8. How often has your agency worked with any of the following individuals or groups on enforcing policies to reduce youth access to tobacco during the last 12 months?

| | Never | | | | Very often | | | |
|---|-------|---|---|---|------------|---|---|--|
| a. County health department (e.g., local tobacco control programs) | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |
| b. Local government officials (e.g., city council, code enforcement, District Attorney) | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |
| c. Voluntary health organizations (e.g., American Cancer Society) | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |
| d. Educational organizations (e.g., local schools) | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |
| e. Merchant and business organizations (e.g., Chamber of Commerce) | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |
| f. Tobacco prevention coalitions | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |
| g. Other (Describe: _____) | 1 | 2 | 3 | 4 | 5 | 6 | 7 | |

9. Please rate how effective you think the following enforcement policies or procedures are, or would be, in reducing youth access to tobacco? *Circle DK if you are unsure about the effectiveness of a certain policy or procedure.*

| | Not at all effective | | | | Very effective | | | | |
|---|----------------------|---|---|---|----------------|---|---|----|--|
| a. Tobacco decoy operations (undercover tobacco purchase surveys) | 1 | 2 | 3 | 4 | 5 | 6 | 7 | DK | |
| b. Merchant education regarding illegal sale of tobacco products to minors | 1 | 2 | 3 | 4 | 5 | 6 | 7 | DK | |
| c. Tobacco merchant licensing | 1 | 2 | 3 | 4 | 5 | 6 | 7 | DK | |
| d. <u>Civil</u> penalties for <u>store owners</u> caught illegally selling tobacco to minors | 1 | 2 | 3 | 4 | 5 | 6 | 7 | DK | |
| e. <u>Criminal</u> penalties for <u>store owners</u> caught illegally selling tobacco to minors | 1 | 2 | 3 | 4 | 5 | 6 | 7 | DK | |
| f. Civil or criminal penalties for <u>store clerks</u> caught illegally selling tobacco to minors | 1 | 2 | 3 | 4 | 5 | 6 | 7 | DK | |
| g. Suspension or revocation of a tobacco license for stores repeatedly selling tobacco to minors | 1 | 2 | 3 | 4 | 5 | 6 | 7 | DK | |
| h. Fines for minors in possession of tobacco products | 1 | 2 | 3 | 4 | 5 | 6 | 7 | DK | |

10. How much do you agree with the following statement: In the next six months, my agency will be actively enforcing PC 308(a). Do you...

Strongly disagree

Strongly agree

1 2 3 4 5 6

Thank you for completing this survey!